

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA A. DODLEY, CLERK  
BY: *Dodley*  
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MICHAEL A. ECKLIN, ) Civil Action No. 7:15-cv-00505  
Plaintiff, )  
v. )  
J.W. HORTON, *et al*, )  
Defendant(s). )  
By: Michael F. Urbanski  
United States District Judge

Michael A. Ecklin, proceeding pro se, filed a civil rights complaint, pursuant to 42 U.S.C. § 1983. By Order entered September 25, 2015, the court directed plaintiff to submit within 10 days from the date of the Order a statement of assets form and an executed verified statement form. Plaintiff was advised that a failure to comply would result in dismissal of this action without prejudice.

More than 10 days have elapsed, and plaintiff has failed to comply with the described conditions. Accordingly, the court dismisses the action without prejudice and strikes the case from the active docket of the court. Plaintiff may refile the claims in a separate action once plaintiff is prepared to comply with the noted conditions.

The Clerk is directed to send a copy of this Memorandum Opinion and accompanying Order to plaintiff.

ENTER: This 14<sup>th</sup> day of October, 2015.

*14<sup>th</sup> Michael F. Urbanski*

United States District Judge